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An Act to confirm certain Provisional Orders of the Local Government Board for Ireland relating to the Drumcondra, Clonliffe, and Glasnevin Township, and to Waterworks in the Town of Cavan. A.D. 1885

WHEREAS the Local Government Board for Ireland have, as regards the above-named places, made the Provisional Orders set forth in the Schedule hereunto annexed, under the provisions of the Public Health (Ireland) Act, 1878:

§ 1 & 42 Vict.
c. 52.

5 And whereas it is requisite that the said Orders should be confirmed by Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and
10 by the authority of the same, as follows:

1. The Orders set out in the Schedule hereunto annexed shall be and the same are hereby confirmed, and all the provisions thereof shall, from and after the passing of this Act, have full validity and force.

The Provisional Orders in Schedule confirmed.

15 2. This Act may be cited as the Local Government Board (Ireland) Provisional Orders Confirmation (Drumcondra, and Cavan) Act, 1885.

Short title.

A.D. 1884.

SCHEDULE.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

DRUMCONDRA, CLONLIFFE, AND GLASNEVIN TOWNSHIP.

Provisional Order.

WHEREAS, the Drumcondra, Clonliffe, and Glasnevin township, hereinafter 5
called "the township," was constituted a separate township by the Drumcondra,
Clonliffe, and Glasnevin Township Act, 1878, hereinafter called the Act of 1878;
and whereas the Drumcondra, Clonliffe, and Glasnevin Township Commissioners,
hereinafter called "the Commissioners," are constituted a body corporate by
the Act of 1878, and are the sanitary authority of the urban sanitary district 10
consisting of the township; and whereas the Commissioners have made an applica-
tion to the Local Government Board for Ireland, hereinafter called "the
Local Government Board," in pursuance of the Public Health (Ireland) Act,
1878, section 205, for a Provisional Order to alter and amend the Act of 1878:

And whereas all notices and advertisements required by the Public Health 15
(Ireland) Act, 1878, having been previously given and published, the Local
Government Board have caused a local inquiry to be made into the subject-
matter of the said application, and it appears to the Local Government Board to
be proper to make this Provisional Order in relation thereto:

It is ordered by the Local Government Board as follows:

1. From and after the time of the confirmation of this Order by Parliament, 20
the following provisions shall take effect and apply with respect to rating
and levying of rates under and in pursuance of the Act of 1878, on and
in respect of dwelling-houses, and dwelling-houses and premises valued
therewith, valued at or under 12*l*.

It shall be lawful for the Commissioners before making any rate in 25
pursuance of the Act of 1878, by a resolution to be adopted at a monthly
meeting of the Commissioners, of which due notice shall have been given
in pursuance of the 43rd section of the Commissioners Clauses Act, 1847,
to determine that the rate to be levied on and in respect of such dwelling- 30
houses, or dwelling-houses and premises valued therewith of the annual
rateable value of 12*l*, or of any less annual value, shall be subject to a
deduction, to be then determined by the Commissioners, not exceeding
twenty-five per cent. of the amount assessable on such dwelling-houses 35
or dwelling-houses and premises, provided such reduced rate shall be paid
within two calendar months after such rate shall have become due:
Provided also, that, in case such reduced rate shall not have been paid
within such period of two calendar months the whole amount of such
rate shall be leviable and payable in respect of such dwelling-houses, or 40
dwelling-houses and premises, and provided further that such deduction
shall be on the same uniform scale for and in respect of all such houses
or houses and premises, of the annual rateable value of 12*l*, or of any less
annual rateable value.

Partial exemp-
tion of dwell-
ing-houses
valued at or
under 12*l*.
from township
rates.

2. From and after the time of the confirmation of this Order by Parliament, the following provisions shall apply to all rates and assessments to be made and levied by the Commissioners, in pursuance of the Act of 1878. The Commissioners shall, in making any such rate, specify on the face thereof the period for the service of which such rate is estimated to provide, and when any building liable to assessment is unoccupied at the time of making any such rate, the Commissioners shall describe such building in such rate as unoccupied, and if such building shall continue to be unoccupied during the whole of the period for which the rate was estimated as aforesaid, the rate made on such building shall not be recoverable. Provided also, that if after the making of such rate, and before the expiration of the period for which the rate was so estimated as aforesaid, any person or persons shall occupy such building for any portion of such period, the Commissioners shall be entitled to recover from the occupier or owner, if he be liable to pay the same, a portion only of such rate proportioned to the time during which such building shall be occupied.

A.D. 1855.

Exemption of unoccupied premises from rate.

3. From and after the time of the confirmation of this Order by Parliament, the provisions contained in section fifty-nine of the Act of 1878, shall be extended and applied to the Saint Vincent's Convent, Richmond Road, Fairview, and to the convent of the Holy Faith, Glasnevin, and the said section shall be amended by the insertion of the names of the said convents, in addition to the names of the other institutions therein mentioned.

Exemption of certain institutions from water rate.

4. From and after the time of the confirmation of this Order by Parliament, it shall be lawful for the Commissioners, by means of byelaws to be framed and made in the manner provided for framing and making byelaws by the Public Health (Ireland) Act, 1878, in relation to the byelaws to be made in pursuance of the said Act, and with such approval of the Local Government Board as is required by the said Act to make regulations respecting new streets in the said township, prescribing the distance from the centre line of such streets at which the buildings to be erected therein shall be placed, and to ensure that the fronts of such buildings shall be in a uniform line, and further, regulating the height of buildings to be erected in such streets, so as to preserve a reasonable amount of uniformity in the height of such buildings. The provisions contained in the two hundred and twentieth section of the Public Health (Ireland) Act, 1878, relative to penalties for offences against byelaws made under that Act shall apply to byelaws made under the authority of this Order. Proceedings for the recovery of penalties for the violation of any such byelaw may be taken in the same manner as proceedings for the recovery of penalties under the Public Health (Ireland) Act, 1878.

Regulation of width of streets and height of buildings.

5. The powers conferred upon the Commissioners by this Order shall be in addition to any other powers vested in them by the Act of 1878 or otherwise.

Suppl.

6. All the costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the Commissioners.

Costs of Order.

A.D. 1885.

Short title
of Order.

7. This Order may be cited and referred to for all purposes as the Drumcondra, &c., Provisional Order, 1885.

Sealed with our seal, this twenty-second day of April, in the year
of our Lord one thousand eight hundred and eighty-five.

(Signed) CHARLES CROKER-KING. 5
GEORGE MORRIS.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

CAVAN WATERWORKS.

Provisional Order.

WHEREAS the town of CAVAN is part of the rural sanitary district consisting 10
of the CAVAN POOR LAW Union, and the guardians of the poor of the said union,
being the rural sanitary authority of the said district, are about to construct
waterworks for supplying the said town of Cavan with water for drinking and
domestic purposes, and have presented a petition to the Local Government
Board for Ireland, in pursuance of the provisions of the Public Health 15
(Ireland) Act, 1878, praying that they may be empowered to put in force the
powers of the Lands Clauses Acts, with respect to the purchase and taking of
lands otherwise than by agreement, for the purposes of the said works:

And whereas the said petitioners have deposited, at the office of the Local
Government Board for Ireland in Dublin, plans, sections, and a book of 20
of reference, herein-after referred to as the deposited plans, sections, and book
of reference, showing the works intended to be executed, and the lands, ease-
ments, lands covered with water, and rights to take and convey water required
for the purposes aforesaid:

And whereas all advertisements and notices required by the Public Health 25
(Ireland) Act, 1878, having been previously published, served, and given,
the said Board have caused a local inquiry to be held as to the propriety of
assenting to the prayer of the said petition, and it appears to the said Board to
be proper to assent thereto:

It is ordered by the Local Government Board for Ireland as follows: 30

1. From and after the time of the confirmation of this Order by Parliament,
the Guardians of the Poor of the Cavan Poor Law Union, acting as the
sanitary authority of the rural sanitary district consisting of the said
union, shall be empowered to put in force the powers of the Lands Clauses
Acts with respect to the purchase and taking of lands otherwise than by 35
agreement, with reference to the lands, easements, land covered with
water, water, and rights to take and convey water, described and shown
in the said deposited plans, sections, and book of reference.
2. In this Order the expression "The Lands Clauses Acts" means the
Lands Clauses Consolidation Act, 1845, as the same is amended by 40
Lands Clauses Consolidation Acts Amendment Act, 1860; the Rail-
ways Act (Ireland), 1861; the Railways Act (Ireland), 1860; the

41 & 42 Vict.
c. 52, sect. 5,
41, 207, and
308.

Compulsory
powers to take
lands, ease-
ments, and
water.

Interpretation
of terms.

Railways Act (Ireland), 1864; and the Railways Traversal Act; and the words "land" and "lands" in the said Acts shall, for the purposes of this Order, extend to and include messuages, buildings, lands, enclosures, and hereditaments of any tenure, and also lands covered with water, water, and rights to take or convey water.

A.D. 1885.

3. The powers of compulsory purchase given by this Order shall not be exercised after the expiration of three years from the time of the confirmation of this Order by Parliament.

Duration of compulsory power of purchase conferred by this Order.

4. All costs, charges, and expenses of and incidental to the applying for, preparing, obtaining, and confirming this Order, and otherwise in relation thereto, shall be paid by the guardians of the poor of the Curran Poor Law Union acting, as aforesaid, as the sanitary authority of the rural sanitary district, consisting of the said union.

Provision as to costs and expenses.

5. This Order may be cited and referred to for all purposes as the Curran Waterworks Provisional Order, 1885.

Short title of Order.

Given under our hands and seal of Office, this eleventh day of April, in the year of our Lord one thousand eight hundred and eighty-five.

(Signed) HENRY ROBINSON,
CHARLES CROKER-KING,
GEORGE MORRIS.

Local Government
(Ireland) Provisional
Orders (Public Health
Act) (No. 2). [U.L.]

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An Act to confer certain Privileges
 Orders of the Local Government
 Board for Ireland relating to the
 Drainage, Quaffs, and Unsewered
 Townships, and to Waterworks in the
 Town of Dublin.

11. *Journal of the American Medical Association*, 2000; 284: 1039-1044.

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